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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

13  
14 UNITED STATES OF AMERICA, ) NO. CR 11-00471 DLJ  
15 Plaintiff, )  
16 v. ) ORDER REGARDING RETURN OF  
17 DENNIS COLLINS, CHRISTOPHER ) THE COMPUTERS AND ELECTRONIC DEVICES  
18 COOPER, JOSHUA JOHN COVELLI, KEITH ) CURRENTLY IN THE CUSTODY OF THE  
19 DOWNEY, MERCEDES HAEFER, DONALD ) COURT  
20 HUSBAND, VINCENT KERSHAW, ETHAN )  
21 MILES, JAMES MURPHY, DREW ALLAN )  
22 PHILLIPS, JEFFREY PUGLISI, DANIEL )  
23 SULLIVAN, TRACY ANN VALENZUELA, )  
24 AND CHRISTOPHER VO, )  
25 Defendants. )  
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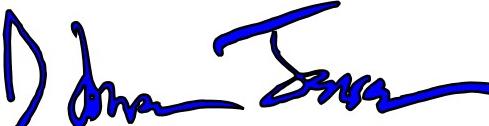
28 On or about October 11, 2012, the Court ordered the government to surrender to the Court all the  
29 computers and hard drives in the government's possession belonging to the defendants in this case. The  
30 Court held that it would be responsible for preserving the evidence in this case in the event that the case  
31 went to trial. The government promptly complied with the Court's order. The Court retained possession  
32 of the computers and hard drives since that time.

1 On or about December 5, 2013, all of the defendant in this case, other than Dennis Collins, pled  
2 guilty to either conspiracy to commit intentional damage to a protected computer, in violation of 18  
3 U.S.C. § 1030(b); intentional damage to a protected computer, in violation of 18 U.S.C.  
4 § 1030(a)(5)(A); or reckless damage to a protected computer, in violation of 18 U.S.C. § 1030(a)(5)(B).  
5 The Court initially scheduled the sentencings for the defendants that pled guilty on December 5, 2014.  
6 On or about October 6, 2014, the Court advanced the sentencing for the defendants who pled guilty to  
7 October 30, 2014.

8 Because this case will be resolved as to all defendants other than Dennis Collins, the Court finds  
9 that the necessity of preserving the evidence in this case, other than the evidence as to Dennis Collins,  
10 no longer exists, and the Court need not retain the computers and hard drives currently in its possession.  
11 Therefore, IT IS ORDERED that the computers and hard drives currently in the Court's possession  
12 (other than the computer and hard drives belonging to Dennis Collins) will be turned over to the  
13 government on October 30, 2014. IT IS FURTHER ORDERED that defendants will have thirty (30)  
14 days from the date of this order to request the return of their computers and hard drives, and that the  
15 government will have an additional thirty (30) days to return these items. In the event that defendants  
16 fail to request the return of their computers and hard drives within thirty (30) days of this order, this  
17 property will be considered abandoned and the government will have the authority to destroy these  
18 items.

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20 FEDFBI  
21 DATED: \_\_\_\_\_

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HON. D. LOWELL JENSEN  
United States District Judge